

Adam Zurofsky
CAHILL GORDON & REINDEL LLP
80 Pine Street
New York, New York 10005
(212) 701-3000

Attorneys for Petitioner

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

THE FAIRCHILD CORPORATION,

Petitioner,

-against-

ALCOA INC.,

Respondent.

No. 07 Civ. 6185 (VM)

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Petitioner The Fairchild Corporation ("Fairchild") hereby appeals to the United States Court of Appeals for the Second Circuit from the Decision and Order of the United States Court for the Southern District of New York (Victor Marrero, U.S.D.J.) dated September 14, 2007 and entered on September 17, 2007, and the Judgment entered on September 17, 2007.

A true and correct copy of the Decision and Order is attached as Exhibit A hereto. A true and correct copy of the September 17, 2007 Judgment is attached as Exhibit B.

Dated: New York, New York
September 19, 2007

CAHILL GORDON & REYNOLDS LLP

By: 

Adam Zurofsky
80 Pine Street
New York, New York 10005
(212) 701-3000

Attorneys for Petitioner

TO: Evan R. Chesler, Esq.
Daniel Slifkin, Esq.
Cravath, Swaine & Moore LLP
Worldwide Plaza
825 Eighth Avenue
New York, New York 10019